THE HONOURABLE SRI JUSTICE NOOTY RAMAMOHANA RAO

W.P.No.14875 of 1996
Date: 08-02-2007

Between:
G.Ramakrishna Reddy and another

Petitioners

And

The Managing Director, A.P. Scheduled Castes Co-operative Finance Corporation Limited, A.P., Hyderabad and another

Respondents

THE HONOURABLE SRI JUSTICE NOOTY RAMAMOHANA RAO

W.P.No.14875 of 1996

ORDER:

1. The writ petitioners have instituted this writ petition seeking a direction to the respondents to prepare the seniority list of Assistant Executive Engineers and to include the names of the petitioners therein. The writ petitioners have apprehended that the circular issued by the first respondent on 06-06-1996 is itself a tentative seniority list in which their names have not been included.

2. The Managing Director of the first respondent Corporation had filed a detailed counter affidavit in which at Para 10, it has been averred as under:

> *" It is submitted that the Corporation has issued circular No.E2/643/APSC/96 dt.6.6.1996 directing all the Executive Engineers and Executive Directors/Superintending Engineers to send the tentative seniority list pertaining to Assistant Engineers, Assistant Executive Engineers working in the above offices. The above circular does not confer on any person and it is only in the processing stage. Under these circumstances, the writ petition is not maintainable, since no right of the petitioners is effected."*

3. It is obviously clear that the first respondent corporation is only taking such steps and measures which are required to prepare a n *interse* seniority list of all such Assistant Engineers and

Assistant Executive Engineers working in it's Engineering Wing. Such an exercise involves preparation of tentative seniority list inviting objections and considerations of such objections and publication of final seniority list thereafter. Any final seniority list published, has got to necessarily reflect the names of all such existing employees in the cadre as at the relevant point of time at which the seniority list is prepared. The names of the writ petitioners cannot be excluded from any seniority list either tentative or final and the respondent corporation will ensure that any exercise carried out by it in the matter of preparation and publication of final seniority list is fault free.

4. With this, the writ petition stands disposed of. No order as to costs.

NOOTY RAMAMOHANA

RAO,J

08-02-2007
Stp